

1924.

File No. 267-24

Previous References

(Courts)

Serial Nos. 1-7

Later References

Es. dep 429-29
Os 92-34-10
60-34-18

✓
Preserve

General and Revenue Secretariat.

Serial Nos. Seven

Part B for February 1928

SUBJECT

Question of the location of a printing
Press in the Chief Court.

Go. no P 4881-3 923-2-28

No. 10 Regs Chief Court
Supdt Govt. Prof.
By Court Hassan

Directs that the question may be
dropped for the present

M. J. J. J.
2/3/28

GENERAL AND REVENUE SECRETARIAT.

(65)

NOTES.

File No. 267-24

FILE HEADING.

Printing of records in civil appeals in the
Chief Court in the Government Press.

From

The Registrar, Chief Court

Re No. 1056

Dated 15.4.1925

Received 20.4.25

Diary No. 446 } 5.

Enclos. 1

Spare Copies.

Serial No. 1

BRIEF ABSTRACT OF LETTER.

With reference to G.O. no P 4487-90 / Cts 161-22-11 / 20.2.25
re the detailed set of rules for printing records in the
Govt Press forwards a copy of letter from the Supt Govt Press
stating that copies of records may be sent to the Press for
printing instead of originals and states that if copies
of records have to be sent to the Govt Press
the parties have not the benefit of cheaper cost by the
printing being done in the Govt Press and that the
existing practice of having the records printed in the
private presses may continue.

In G.O. no P 4487-90 / Cts 161-22-11 dated
20th February 1925, Govt directed that the

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No.

work of printing the records in the Civil appeals in the Chief Court be entrusted to the Govt Press and requested the Registrar, Chief Court to forward a detailed set of rules in consultation with the Supt Govt Printing in the matter.

2) The Registrar forwards a copy of letter from the Supt Govt Printing stating that copies of records may be sent to the Press for printing instead of originals, as this will safeguard the original records from being tampered with and that the practice in the Madras High Court is to send copies to the Press instead of originals.

3) The Registrar ~~says~~ says that the idea ⁱⁿ of entrusting the printing work to the Govt Press was to reduce the cost of printing to the parties. If originals are sent to the Press for printing, the parties will not be required to file copies along with originals and to this extent the cost to the parties will be reduced.

4) As the rates quoted by the

15 File No. 267

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General and Revenue
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Govt Press are in no way cheaper than those of private presses and as copies have to be sent to the Govt Press instead of originals, the parties do not get any reduction in the cost of printing. For these reasons the Registrar says that the present practice of getting the printing work done in private presses may continue.

Indd for orders

By 15.
21/4/25

5 Please put up the file

under 2e sp. of 20.2.25
28
2/7

28
7/7

-b)

Indd. with the card file 461-22- (1611). The order is flagged (L). (The file was mixed up with Indd. references traced only today)

} The delay is due to this. ~~28~~

By 24/7/25
24/7

1) The Registrar chief clerk raises two points viz (1) The Supdⁿ govt press wants copies of records to be sent to him instead of the originals and (2) that the rates fixed by the Supdⁿ viz Rs 1/2 per page of Bred matter and Rs 1/6 of tabular matter is no way cheaper than the

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No.

rates which the private presses are now charging.

8. With regard to the 2d point he says that the if copies are to be sent to the Govt Press it does not in any way reduce the cost, as at present copies and not originals are being sent to the private presses.

9. For these reasons he wants to stick to the present arrangements of printing records in private presses.

10. With regard to sending of copies of the records it is possible that some arrangements may be made by which the records may be safeguarded in the Press. As the Registrar says it is really more costly & involves waste of time to prepare copies. The Regn may ~~be~~ make the and the Supd^r of the Press may ~~be~~ in consultation with each other evolve a scheme by which with present records being tampered with.

11. With regard to the 3rd point, the rates of Rs 1/2 + Rs 1/6 were fixed in order not to cause loss to Govt on the account. This aim therefore be reduced.

File No.

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of 19 24-25

General and Finance
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12) The Scheme may perhaps be given a trial and if it is found to be that there is a margin of profit then the rate may be lowered

13) The Regt may perhaps therefore, perhaps be informed that the Scheme may be tried for a year, as ordered by Govt

14) The Supdⁿ for officers may also be informed that suitable arrangements may be made to take the original records for printing

15) I should like to discuss this with the L. & S. (see) shall be subject of the introduction in form

24/7

24/7

24/7

24/7

24/7

15) I should like to discuss this with the L. & S. (see) shall be subject of the introduction in form

16) I should like to discuss this with the L. & S. (see) shall be subject of the introduction in form

24/7

Subd. personnel to be mentioned

He is of opinion that the views expressed by the Chief Clerk & the Supdⁿ of the Press are justifiable for the reasons given by them.

5568

4465

6/16

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No.

The Member suggests as to ~~Shay~~ a Shaffo,
clerk or ^{of the chief clerk} ~~two~~ be appointed to be in charge
of the records sent to the press ~~others~~ to
who will be held responsible for more
records and who will also help the
Press in deciphering the papers.
The Chief Clerk ^{the Supdt} may be consulted
to put up a draft for submission
to members.

The cost of the Shaffo is to be
met from the amount allotted
for the printed.

17) The cost of the Shaffo will be
met out of the printing charges.

3/8

18) into into a draft - for uppl

(H Secy)

12/11/24

19) Drop under 1 app

3 Some Regr Brief Court

WOP 17-25-22-22-25

Requests to of our govt with the
opinion of the Brief Court, if necessary
with the consultation of the Supdt, govt
Printing, as to whether a clerk or two
can be deputed by the Brief Court

23/9/25

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of 1924

to be in charge of and be responsible
for the records sent to the press and
to help the press in deciphering the top

from

4

The Registrar, being const-

D.O. letter no 1056 of 22-1-69 26

States that the question of printing of records and the reduction of the cost of printing will form part of one of the recommendations of the Civil Justice Committee and enquires if Govt have any objection to await the result of such recommendation before finally disposing of the matter.

4

Subd.

Receipt, the recommendation of the Committee may perhaps be awaited and the Chief Court informed accordingly:

23/1/26
A. 201

22

22) As suggested by the
Chief Court, the report of the
Committee may be awaited ~~there~~ to
mendatais, if any, on this point, taken
consideration before coming to a decision.

HH Secy)

127

VS I agree

26/

27.1. сч
27.

Cez

-287



ch
251

$$\begin{array}{r} 678 \\ \times 26 \\ \hline \end{array}$$

LmB1 25
 27/1
 Lm 1-3-26

him

My time has been extended for me

C.D. No. 231 / 8/25

2983-220

6

WD 01264-GPB-40,000-17-12-25

General and Revenue
Secretariat

CS File No. 267

App. F. III-2]

of 1926-28

Serial
No.

Submission of the Lawi Delays Committee
till the end of May/26. This may
therefore be kept in List I till the 1st
week of June 1926

B
3/4/26
Jan 29/24

Y 2/28
2/28
4/4

Ans B till
5/6/26

5/4/26
Jan 29/24

Ans

No The time is likely to be extended till the
end of August for the submission of the report. This
may therefore be kept in List B1 till the 1st week of September
~~or earlier~~ or earlier.

Q
30/6/26
Jan 29/24

It will depend upon the ~~time~~
orders to be passed on the request of
the Committee to extend the time.

Ans B1 till
1-8-25

Aug
1-7

General and Revenue
Secretariat.

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Serial

TRANSLATION AND
PRINTING OF
RECORDS.

28

362 The practice in regard to the printing of records in civil suits and appeals is not uniform in all the Provinces. In the Central Provinces the records are not printed, while in Madras the practice in the High Court is to print everything including revisional matters also. In the Madras Presidency it is the practice in the moffusil to print copies of judgments or orders passed by a civil court against which appeals are preferred to the District or Subordinate Judge's Court, in cases where the length of the judgment or order excluding names of parties, witnesses, etc., exceeds seven hundred words. (Vide Rule 49 of the moffusil civil Rules of Practice). In the Mysore State the ~~praxixan~~ paper books are required only in the case of first and second appeals in the Chief Court. The paper book is either printed or typed; if the records are bulky and contain more than fifty pages of manuscript matter, the paper book is printed and in other cases it is typed.

29

363 The question of paper books may be viewed from two standpoints. While on the one hand it entails slight additional cost

to the party, on the other hand its advantages are so obvious for the proper presentation of cases to the court and avoiding waste of time and effort in going through the records, not only on the part of the Judges but also of the Advocates representing the parties. In cases which are heard in the Chief Court by a Bench of two or more Judges, unless each Judge is provided with a copy of the record, he will be at a disadvantage as it is not possible for more than one Judge to look into the original record at a time. It is also necessary that the Advocates on both sides should be provided with a copy of the record in order that they may make reference in the course of arguments to particular pages, paras and lines. The slight extra cost to the party in getting sufficient number of copies typed or printed is more than compensated by the material help afforded to the Judges and counsel and the considerable saving of time in the hearing of the case. It may be observed that the expenditure incurred by a party in printing or typing the record is included in the costs awarded to the successful party in the case.

70 364 It is the practice in the Chief Court for records in appeals, etc. to be sent to the Judges a few days previous to the hearing

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430

so that they might study them at home before the hearing; and if the original record itself is to be perused by each of the Judges in succession, it will entail delay. The procedure at present followed of sending typed or printed copies to the Judges has been found in practice to be very convenient

91 365 The disadvantage of not providing each Judge forming the Bench and also the counsel with a copy of the record is nowhere more apparent than in the case of criminal appeals and revision petitions. Under the present practice it is only the records in criminal appeals to the Chief Court from orders of Sessions Judges where a sentence of death has been awarded that are printed at the Government Press. Records in other criminal appeals as well as revision petitions are not printed or typed. Considerable inconvenience has been felt by the Judges when hearing such appeals and revision petitions, owing to each Judge not being provided with his own copy of the record.

92 366 Although it is generally agreed that the printing or typing of records of cases heard in the Chief Court is very necessary, the Committee cannot ignore the representations brought forward in the

Representative Assembly and elsewhere on more than one occasion, that there should be a further reduction, if possible, in the printing charges now incurred by parties. In regard to the printing of records, the procedure observed in the Chief Court at present is as follows :-- Tenders are called for from the different private presses and generally the lowest rates are accepted. Manuscript copies of the portions of the record sent to the Press, in so far as they are in English, are made at special rates which are less than the ordinary rates levied in the case of certified copies. In the case of pleadings, documents, etc., which are in Kanarese and are required to be printed, they are translated free of cost to the party. In the latter case no copy is made of the translation at the cost of the party, the original translation itself being sent to the printers -- the translation itself being used as the printers' copy.

33. 367 It may appear that the existing practice is somewhat anomalous. In the case of documents, etc. in Kanarese, where additional work is thrown on the Court by way of translation, the party has not got

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to pay the extra charges for making the printers' copy, while in the case of papers in English the party has to bear the expenses of getting a fresh copy made. But this is more apparent than real. The main object of sending to the printers a copy of the record, and not the original itself is to ensure the safety of the record. If the originals are sent to outside printers, not only is there the risk of their being lost, but also the risk -- which especially in the case of exhibits is serious -- of their being tampered with or mutilated.

14 : 368 In the Madras Presidency the original record is not sent to the printers but only copies. It has been suggested that if the printing work is entrusted to the Government Press instead of a private press, the risks attending the sending of the original records will be minimised. It is understood that some time ago the Government passed an order that the printing of records in civil appeals should be entrusted to the Government Press. It is however held in abeyance and the proposal is being reconsidered in view of certain difficulties pointed out by the Superintendent, Government Printing, who has referred to the practice obtaining in the Government Press, Madras, of copies and

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not the original of the record being furnished to the printers. We consider that on the whole it will be safer to continue sending copies of records to the Printers, --whether it be the Government or a private Press --, instead of the original, so long as the records have to be sent outside the Court for printing.

35 369 As regards the rates charged for printing, in Madras a page costs Rs.1-8-0 which includes the cost of copying the printers' copy, the charges being apportioned between the appellant and the respondent at the rate of Rs.1-0-0 and 8 annas, respectively. In Allahabad, Bombay and Calcutta, the cost is even higher and in addition to the printing charges, additional fees for translation, copying and correction, etc. are recovered from the party.

36 370 In Mysore, the rates formerly charged for printing records at private Presses were Rs.1-4-0 per foolscap page of solid printed matter and Rs.1-8-0 for statements. But at present, as a result of more favourable quotations, the rates charged are Rs.1-2-0 and Rs.1-6-0, respectively. This rate which is at present charged by private Printers is exactly the same as that quoted as the approximate cost of printing, if the

work is entrusted to the Government Press. In addition to the charges for printing, the party has to pay for copying at the rate of 1 anna six pies for hundred words which includes the cost of paper. But the party is given the option of filing any copies which he may already have, instead of getting them specially prepared for the printers. No charges are levied for translating papers in Kanarese, as already stated.

37/ If a Press is attached to the Chief Court and located in the same building, it may be unnecessary to insist on parties filing copies and the considerations which apply in the case of records being sent out of the Chief Court to presses located elsewhere may not apply to the same extent to a press located in the Chief Court building itself. We are informed that private presses are willing to locate a Branch of their own in the Chief Court building and even pay a reasonable rent if accommodation is provided for it. It may also be possible for a section of the Government Press being attached to the Chief Court and located in the same building. In either case, the extra cost to the party of getting prepared the printers' copy will be avoided.

37² We recommend that sufficient accommodation should be provided and arrangements made for locating a section of the Government Press or a Branch of a private press in the Chief Court building for printing of records in all cases heard by the Chief Court and that the practice of furnishing copies at the cost of parties to the printers may be discontinued. In the case of civil cases, the cost of printing may be recovered from parties, but in criminal cases the cost should be borne by Government.

37³ Further, if a branch of the Government Press is located in the Chief Court, it may take up the work not only of printing the records in civil and criminal cases of the Chief Court, but also the entire printing work of the Judicial Department, viz., the printing of the Law Reports, Cause Lists, the large number of forms, circular letters, registers, etc. One great advantage of locating a press in the Chief Court itself is that it will have the benefit of closer supervision on the part of the Chief Court. Much of the delay and inconvenience which it is reported is caused at present to civil courts by the want of timely supply of forms in sufficient

17 436

quantities will be avoided if the Branch Press is placed under the supervision of the Chief Court.

wp 374 If in addition we take into account the expected saving to the party of the cost of getting prepared a 'printers' copy -- which may be dispensed with in the case of a press under the immediate supervision of the Chief Court and located in the same building as itself -- there will be an appreciable reduction in the cost of printing incurred by a party.

w1 375 Where any party considers that on account of the importance or value of any particular exhibit or document the original itself should not be given to the press, he may be given the option to substitute at his cost an authenticated copy of the same. In addition to dispensing with the printers' copy, we recommend that a fixed rate of Rs. 1-0-0 and Rs. 1-4-0 per foolscap page of printed solid matter and statements respectively, may be charged to the parties. It is possible that with efficient supervision and strict economy, the rate suggested above will be found to pay the cost of printing; even if it were otherwise, we think that the small margin of extra cost

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437

may be met from the general receipts of the Judicial Department

42 376 Another alternative has been suggested to us, viz., that the cost of preparing the copy for the press should be borne by Government. The Committee prefers the suggestion to locate a press in the Chief Court building itself.

43 377 So far as cases heard by a single Judge of the Chief Court are concerned, we consider that it is unnecessary to alter the existing practice of not printing or typing the record. The considerations which apply to cases heard by a Bench of two Judges will not apply to cases heard by a single Judge. Provision may be made in exceptional cases for typing one or more copies of the record if so ordered by the Judge on account of the importance of the record or illegibility of the handwriting of particular officers. The record may be typed at Government cost by the staff of the Chief Court, which may be sufficiently augmented for this purpose

44 378 In conclusion, we may observe that if our recommendations as set forth above are accepted, it may become possible to

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438

abolish the present system of duplicating copies of records -- less than fifty pages in manuscript -- by the process of typing. The system of typing a number of copies of the records is attendant with many disadvantages. Usually, it will not be possible to take more than five copies at a time and even then some of the copies will suffer for want of clearness and legibility. We may add that where a fairly large number of copies have to be made, printing is cheaper than typing and more words can be compressed in a single page in print than in type. Elsewhere we have suggested that first appeals in the Bangalore Division which are now filed in the Chief Court should be made to lie direct to the District Judge. In that case the parties will be relieved of the cost of printing or typing the records in nearly 400 first appeals every year, and the Committee feels sure, that this will operate as a considerable saving to the litigants. Practically second appeals and first appeals from the decisions of Subordinate Judges and District Judges -- the number of such appeals is relatively so small -- will then have to be printed.

45 379 Instances of delay in the payment of printing charges were brought to the

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Secretariat.

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439

notice of the Committee, and in some cases three or four opportunities had to be given to parties before the amount was paid, leading to delay in getting the records printed. The Committee considers that the delay in the payment of printing charges should be minimised. In order to remedy the existing state of affairs, we suggest that at the time ~~the~~ an appeal is admitted, or within a week after admission, they should require an initial deposit of Rs.15/- in the case of regular and second appeals and Rs.10/- in other cases; but in all cases where the record is to be typed the initial deposit may be fixed at Rs.10/-.

G.O. no P 5235-53 dt 26.3.26-13.4.27
 Pass orders on the recommendations of the
 Law's 'Delays' committee and observe that
 Govt. will have order in the question of
 locating a printing Press within the Chief Court
 for printing the record in appeals to the
 High Court.

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

21

46) Law Dept
The question of abolishing printing
of appeal records in Chief Clerk
Cases to be investigated

see
16/6

88
16/6
90
16/6

05 17/6

Said.

47) This is one of the items on which you have
passed orders.

48) The Committee recommended that a
Branch Press may be created in the Chief
Clerk's premises to make so that the originals
of the records may be given for printing instead

of papers and the charges to the parties so far
as copies of records are concerned will be lessened.
Further it is possible to reduce the rates to
Re 1/- and Re 1-4-0, for printing page 7

N. B.—Should routine notes be written on small slips
the notes must be copied, or slips pasted on
this form

and printed matter and statements - If the
cost of printing exceeds the rate, you may meet it
out of the receipts of the Judicial Department

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C

Mr R. L. Inivasamurthy, whose opinion had been called for thinks that it is cheaper to have the work done in the first Press, by deputing a responsible officer in the Chief Constable to take charge of originals and get them printed instead of locating a press in the Chief Constable which would necessitate the provision of accommodation and the entertainment of staff for supervision.

49. In the R.A. (Recent Union) the ^{abolition of the} system of printing of records was urged. The reasons for the same are not clear. The R.A. Section may be requested to put up a summary of the discussion on the point so that the Chief Constable might be consulted and for orders (refer para A 6 above).

yes

26/6

Rick Section)

27/6

Submitted.

50 This may be referred to the Deputy Section for putting up an extract of the discussions on the subject as there may be some delay in the R.A. Section by the time the proofs are received & extract put up.

28/6

NOTE—Contn. sheet.

~~The following is a summary of the discussions on the subject as there may be some delay in the R.A. Section by the time the proofs are received & extract put up.~~

2985825
P 825

D. S.

23

5.7.27

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51 The proceedings are not yet ready, and it will take some time to get it ready for the Pres. The Sect. Branch will, if approved, be informed to renew the registration one or two weeks hence.

SR

29-6-27

Flag A

52 An extract is put up. No other references to this question could be traced so far.

53 Papers may now be returned 5/7/27. to the Protection Branch.

SR
5/7

54 Protection Br. with copies.

SR

5.7.27

55
57

2985
P 44
P 827

G.R.S. III-31

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Law Sect

55) Please get a copy of the discussions
re getting Chiefmont records printed,
per motion 78. & send to C.C.
along with our draft

100
20/6
84
28/6
12
29/6

572

56 This may be sent to R.A. & L.C. section
for kindly putting up a copy of the discussions
referred to above

87 87 57 R.A. & L.C. section

87

OFFICE OF THE SECRETARY
9. JUL 1927
REPRESENTATIVE ASSEMBLY
AND
LEGISLATIVE COUNCIL

N.B.—Should routine notes be written on small slips,
the notes must be copied, or slips pasted on
this form

Mr. J. G. R.

58 Flag A is an Extract of 115 procs
from R.A. report, already furnished.
Flag T has now been put up.
(Extract from L.C. procs of 28/6/27).

9/7/27.

Pro. Branch)

5 11/7

9/7

44 p 227 25

General and Revenue
Secretariat.

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of 1924. 25

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No.

62 Subd with a draft

13/7
14/7

61 Please type the draft as
revised.

28/7

Typed 15/7

62) Subd with the revised draft typed. The
Chief Commr have issued an office order
directing that every quarter, a notice of
outstanding amounts out of printing charges
will be put up on the notice board.

L

16/7
18/7

63) Draft to the Chief Commr
Subd for Consideration.

Kind reference is invited to the
Chief Commr's order (H.L.)
regarding the refund of printing
and typing charges.

sec^d L.D) 64 28/7
Draft may be appd
1st mem^r

653
20/7

65) may issue after 1005

29/7
20/7

100
21/7
21/7
21/7

NOTE—Contn. sheet.

55 To be printed
on 1/8/27

44327

26

App. F. III-2]

General and Revenue
Secretariat.

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No.

66
Ind. May the draft come? Ref
para (65) above

8/1/27

res (10)

$\frac{18}{2/8}$

yes

80

2/8

68. done

2/8

2/8

To the Registrar
Chief Court

Nov 830 of 5.8.27

Calls for the views of the
Chief Court.

Sumt
10/8

69. Br. prncip

19/11-24/11
22/11

70 done

$\frac{18}{28/11}$

Nov 277.5 of 28/11/27

71

6 Medgey Chief Court letter no D, Dis 157
of 3.2.28

It is stated that this question was discussed at the
last RA and the Chief Judge explained
that owing to R. Appeals being made to be
direct to the D Judge of Bangalore, from 1/1/28
last the question of printing records had lost
much of its importance and as the members seemed
convinced that further action does not seem to be
necessary at present

NOTE—Contn. sheet.

44 3924 27

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Secretariat.

Do File No. 267 of 1924

Serial
No.

71

Subd with a draft - ~~revised~~ for orders

9.2.28 72 The R-A Officer may be requested
to put up the proceedings relating to
the discussion of the subject in the last
session of the R-A, to know what the reply
of Govt was.

R-A Officer -
please
put up m

15/2

Am

11/2

Submitted.

73 A proof copy of the notes of discussion
on Subject No. 80 of the last Darbar
Session is put up. Kind attention is
directed to pages 125 & 126 re: attaching
a Plea to the Chief Court. The proof copy
may kindly be returned to this Section when
no longer required.

15/2 74 This may be sent to the
Protection Branch.

Sp
16/2 75 A draft P.O. in
accordance with the suggestion
of the Chief Court - put up -

Seiy)

10/2

20/2

8/2

20/2

2

10/2

22/2

8/2

22/2

22/2

8.7.21
OFFICE OF THE SECRETARY
15. FEB. 1928
REPRESENTATIVE ASSEMBLY
LEGISLATIVE COUNCIL

Flay/K

6887

21/2

NOTE—Contn. sheet

General and Revenue
Secretariat.

5904
26
App. F. III-2]
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Serial
No.

7

To The Right Chief Court
The Exptl Govt Printing
The Dy Comm Hassan
PROP 4881-3 D 28/4/28.
States that the question may
be dropped for the present

B
m
2/1/28

NOTE—Contn. sheet

29

Extracts from the Notes of Mr. K.R. Srinivasa Iyengar
of the recommendations of the Laws' Delays' Committee.

9. Recommenadation iv 30. Location of a Press in the Chief
Court for printing records of Civil appeals. (Para 372
of the Report.)

Instead of locating a Press in the Chief Court which
would necessitate the provision of Necessary accommodation
for the Press and the entertainment of the Special Staff
for it, I think that it may be found cheaper and more
convenient to have the printing work of the Chief Court
done in the Government Press itself, a responsible officer
of the Chief Court being attached to the Press to be in
charge of the records and other printing matter. I remem-
ber having made this suggestion when the question came up
before me as member in charge of the Judicial Portfolio
about a year ago.

Extract from the proceedings of the Representative Assembly.

Budget Discussion - 16th June 1927.

x x x x

Continuing, Mr. Bhashyam Iyengar stated that the system of presenting printed English copies of the records of appeal cases before the Chief Court had been introduced at a time when the Judges were foreigners and could not understand the language of the country. But that necessity had now disappeared and the enormous expenditure, and more than that the inordinate delay in printing all the records, could well be avoided. But if, in the opinion of the Government it was inevitable, he requested a small Press being attached to the Chief Court itself in the interests of the litigant public, many of whom at present refrained from going in appeal, merely on account of the delay and expenditure referred to above.

The First Member of Council replied that the question was actively engaging the attention of Government.

x x x x

hnc
5/7/27

42508
31
4465 2243
IMMEDIATE.
CHIEF COURT OF MYSORE
Bangalore, dated 15th April 1925.
Cts 267-24-1
Roc No. 1056
24-25-
Genl. & Rev. Secty.
18 APR 1925
G. D. SECTION.
A. SREENIVASARAGAVACHARI, Esq., B.A., B.L.,
Registrar, Chief Court of Mysore.
B. Nagappa Esq., Bar-at-Law.,
Secretary to Government,
Local and Legislative Departments, Bangalore.
SIR,
I am directed to invite reference to G.O. No.P.4487-90-Cts.
161-22-11 dated 20th February 1925 directing the printing of
records in Civil Appeals in the Chief Court to be entrusted to
the Government Press and requesting to submit a detailed set of
rules in consultation with the Superintendent, Government Print-
ing, in the matter.
In reply I am to forward herewith copy of a letter from the
Superintendent, Government Printing, Bangalore stating that it
is better that copies of records are forwarded to the Press for
printing and not originals. I am to invite reference to my
letter No. R.O.C.1525 dated 19th/25th June 1923 in which it was
pointed out that the chief advantages in entrusting the printing
of records in civil appeals to the Government Press as tending
towards a reduction of cost to parties were that originals of
the records themselves might be sent to Government Press and
the cost of copy saved to the party and that the Government
Press might be able to quote a lower charge than private presses
for printing records.
The rates quoted by the Superintendent, Government Print-
ing namely Rs.1-2-0 per page of solid matter and Rs.1-6-0 per
page of tabular matter is in no way cheaper than those at
which

which private presses are now doing the work. Added to this is the fact that the Government Press wants copies of the records to be sent and not originals. I am to observe that in these circumstances parties will not get the benefit of cheaper cost by the printing being done in the Government Press. The existing practice therefore of printing by private presses may continue.

I have the honor to be,

Sir,

Your most obedient servant,

Heinrich
16/4/25

R e g i s t r a r .

V. H. N

St.

Letter No.2973 dated 18th March 1925 from the Superintendent, Government Printing, Bangalore to the Registrar, Chief Court of Mysore, Bangalore.

With reference to your letter No.1056, dated the 16th instant, I have the honor to ^{state} state that I have personally discussed the subject with you to-day and have shown you the letter received from the Superintendent, Government Press, Madras, a copy of which is herein enclosed.

As it is a wise step to safeguard the original records from being tampered with, it is better thar arrangements are made to forward copies of the records to the Press for printing and not originals. The Madras High Court is adopting the same procedure as is evident from the letter of the Superintendent of the Madras Government Press.

With this exception, the rules printed in the preamble of the Government Order may be adopted.

As per para 5 of the Government Order, the scheme may be tried for one year when the subject of rates to be charged for the parties and other question may be taken up for revision in the light of the experience gained.

I have etc,

Sd/- B. Puttaiya

Superintendent.

" C O P Y "

M. V. Vasunagar
Dy: Registrar.

V.A.N.

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P

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IMMEDIATE.

CHIEF COURT OF MYSORE

Bangalore, dated 29th June 1925.

Telegraphic }
Address. } "JUSTICE"R.O.C. No. 1056
24-25LOCAL AND LEGISLATIVE SECRETARIAT
III
30 JUN 1925
PROTECTION BRANCH

C5-267-24-2.

XXXX
XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

The Registrar, Chief Court of Mysore.

B. Nagappa, Esq., Bar-at-Law,

Secretary to Government,

Local and Legislative Departments.

SIR,

I am directed to invite kind reference to my letter R.O.C. No.1056 of 1924-25 dated the 15th April 1925 in the matter of getting the records of civil appeals in the Chief Court, printed at the Government Press, Bangalore, stating that for reasons given therein, the existing practice of printing the records by private presses may continue, and to request that you will be so good as to obtain early orders of Government and to favour me with an early reply, as the Superintendent, Government Printing intimates that a provision of Rs.5000/- has been made in the Press Budget for 1925-1926 for the purpose and requests to be informed whether the work will be sent to him for execution from the commencement of the next official year.

I have the honour to be,
S i r,
Your most obedient servant,

M. Murugan
For Registrar

TMN/

Pa

SUBJECT

35

Diary No. of letter replied to

Section *40*File No. *267-4*Serial No. *3*No. *P 1725*

To

*The Registrar Chief Court**Sir*

General and Revenue Secretariat

()

*the**192*

Date of issue

22/9/25

Signed by

M. C. A. G.

With reference to your letter
no: Doc *1056/24-25* d. *18-6-25*
re the forwarding of records in civil
appeals in the Chief Court being
~~has~~ entrusted to the Govt. Press. I
am directed to state that Govt. assume
that there is much force in the

views expressed by the Supl. Govt.

forwarding, and to request ~~you~~ ^{to} request
that Govt. may be favoured with the opinion of the
Chief Court ~~kindly state whether a staff of~~
~~in consultation with the Supl. Govt. for the~~
~~a clerk or two of the Chief Court~~

List of enclosures

as in the letter

~~can be~~ ^{deputed by the Chief Court} ~~appointed~~ to be in charge of

Copied by

to be responsible

for the records sent to the Press who will

Examined by

~~by~~ *he* ~~is~~ *held* responsible for those records

over

36 and who will also help the

person in deciphering the papers.

The cost of the staff will have to be

paid out of the ~~manuscript~~ accounts

received for printing records. The

~~English printing materials~~ will be included

There are

579

to be seen

2

By 25
579

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Cts. 267-24-4-37 2985-725
P

CHIEF COURT
OF MYSORE,
BANGALORE.

Roc no. 1056.

24-25

Dated 22nd January 1926.

Dear Sir,

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22/1.
24/1
24/1

With reference to your letter No.P.3487/Cts. dated the 16th instant, inviting reference to your No.P.1725/Cts. 267-24-3 dated the 22nd October 1925, calling for the opinion of the Chief Court in the matter of deputing one or two clerks to the Government Press in connection with the printing of records in civil appeals, I am desired to state that prima facie there is no objection to the entertainment of extra clerks in the Chief Court to help the Press in deciphering papers and taking charge of the records. It would be possible to meet the cost of the extra clerks from the amounts received for printing records.

At the same time, I am to state that it is understood that the general question of printing of records and if possible further reducing the cost of printing, was discussed at a Sitting of the Civil Justice Committee, and though no definite recommendation on this point has been arrived at, yet the general sense of the members appears to be that the Government should themselves bear a proportion of the cost of printing since it is not merely the parties that are benefitted by the printing, but it is also a help to the Judges. In view of the fact that this question will form part of one of the recommendations of the Civil Justice Committee, I am to enquire if Government have any objection to await the result of such recommendations before finally disposing of the matter and to also suggest that this would be more convenient than a

38

disposal of the question at this stage.

Yours Sincerely,

Heemisodagurdu
22/1/26

To

B. Nagappa, Esq., Bar-at-Law,

Secretary to Government,

Local and Legislative Departments.

TLN/2

mes

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To

The Registrar,

Chief Court.

Sir,

I am directed to invite reference to Annexure C.I (10) to the Govt. Order No.P.5239-53/Cts.263-26-1 dated.4th April 1927 on the recommendation of the Laws' Delays' Committee, ^{re} the location of a Printing Press in the Chief Court, on which Government have to pass necessary orders, and in this connection to forward extracts from the -- notes of Mr.K.R.Srinivasiengar on the subject, as well as the discussions in the last Sessions of the R.A. and L.C. I am to request you to kindly favour Government with the views of the Chief Court, in the light of the views expressed in the course of -- discussions at the R.A. and L.C., where there is necessity for printing records in appeal cases, and if so, whether the practice may ~~not~~ be limited to such cases and of such records in them as are absolutely necessary so as to be least burdensome on the parties.

I am to add that Government are not in a position to bear any charges on account of printing.

An early reply is requested.

I have, etc.,

Secretary to Govt/
Law Dept.

1809 830 *me*
CB 267-24-5

9 578727
for Mr. T. S.

to be kindly
returned with
reply

12/10
3/8

1917

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Telgm:
"JUSTICE"

40 39242 2379
10 P 827
CHIEF COURT OF MYSORE,
Public Office Buildings, Cubbon Park,

Bangalore..3rd..February..1928

R-O-C-	No. 151
Dis.	27.28

Cb267-246

From

T. SINGARAVELU MUDALIAR,
~~A. Sreenivasaragavachari~~, Esq., B.A., B.L.,
Registrar, Chief Court of Mysore.

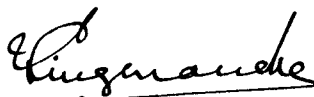
To

B. NAGAPPA, Esq., B.A., B.L.,
Secretary to the Government of
His Highness the Maharaja of Mysore,
Law Department, B A N G A L O R E.

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Sir,

With reference to your letter No. P. 830 dated the 5th August 1927 re. the location of a Printing Press in the Chief Court, I am directed to state that this question was discussed at the last Representative Assembly and the Chief Judge explained that owing to Regular Appeals being made to lie direct to the District Judge of Bangalore from the 1st December last the question of printing records had lost much of its importance to litigants. The members seemed convinced. Consequently further action in the matter does not seem to be necessary at present.

I have the honour to be,
Sir,
Your most obedient servant,


Registrar.

VSM.



No. 80.—Printing Charges in Second Appeals.

Mr. A. Narayana Iyengar, Hassan Taluk.

MR. NARAYANA IYENGAR represented that in as much as the printing charges levied by the Chief Court in second appeals were very high and the poor people found it very difficult to pay the same in petty cases, it might be ordered that such printing charges be levied only in cases of the value of more than Rs. 1,000.

THE CHIEF JUDGE observed that under the existing rules, only records of more than 30 pages were being printed and the others were being typed.

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MR. NARAYANA IYENGAR said that even if the value of the suit was only 2 rupees, the printing charges amounted to Rs. 50 to Rs. 60 and on account of the inability of the parties concerned to meet such heavy charges many cases were given up. He added that translating and printing the records were necessary when there were European Judges and that as there were now Judges who could read Kannada well, there was no longer any necessity to print the records at heavy expenses to the parties.

MR. C. NARASIMHAIA said that originally exhibits were being translated and printed. He was of opinion that as all the Judges knew how to read and write Kannada, these exhibits need not be printed. That would save some expenditure to the parties.

THE CHIEF JUDGE observed that in many cases, where the records were very voluminous, the court itself exempts the records from being printed. In several cases, he said, he had ordered that with the exception of the judgments of the lower courts, nothing else need be printed. In his opinion, the printing of the judgment of the lower courts was very necessary as it would not only facilitate reference, but would enable half a dozen people to handle the papers at the same time.

MR. ABBAS KHAN was of opinion that printing the records was very necessary. As the cost was very heavy, he suggested that the cost of printing the pleadings, etc., might be borne by the parties concerned and the rest by Government.

MR. SURAPPA observed that if a typist was attached to each court, much of the difficulty experienced could be overcome.

THE CHIEF JUDGE said that formerly printing was necessary in regular appeals. As these appeals now went to the District Court, and only second appeals were filed in the Chief Court, there would not be much hardship to the litigant public, as the documents to be typed would be few.

MR. BELUR SRINIVASA IYENGAR urged the necessity of attaching a Press to the Chief Court. He thought that any additional expenditure on this account might be met from the large savings of the Judicial Department. By entrusting the printing work of the Chief Court to other private presses there was room for interested parties to get information from them. Besides, the cost of printing would be much cheaper if a Press was attached to the Chief Court. This would save the Chief Court from sending out original records for being printed.

THE CHIEF JUDGE observed that even in second appeals only copies were sent for printing.

THE DEWAN enquired whether the cost of printing would be cheaper if the work was done under Government management?

MESSRS. MAHOMED ABBAS KHAN, MALLAPPA and others were of opinion that getting the work done in a private press would be much cheaper.

MR. B. NARASINGA RAO said that the Laws' Delays Committee had recommended that a Press should be attached to the Chief Court and that there were many advantages in ~~having one~~. Besides printing the records, all the Chief Court work could be got done in that Press.

THE DEWAN then enquired whether it would not be sufficient to have a separate section in the Government Press itself for the work instead of attaching a Press to the Chief Court.

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Many members had no objection to it provided the section was under the control of the Chief Court and that the Superintendent, Government Press, exercised only technical supervision.

MR. K. T. BHASHYAM said that a branch of the Press might be attached to the Chief Court or tenders might be called for from the private presses for opening a section there. He was of opinion that it was very necessary to print the records in important criminal cases.

THE CHIEF JUDGE remarked that in criminal cases involving sentence of death, the records were being printed at the cost of Government, but in other cases, such as transportation for life, etc., it was optional to the parties to submit printed records.

THE DEWAN said that the matter would be considered.

Revised Draft

34 43

SUBJECT.....

Diary No. of letter replied to.....

General and Revenue Secretariat

the

192

Section *CB*File No. *267-24*Serial No. *7*Proceedings of the Government of
His Highness the Maharaja of Mysore.

Date of issue.....

23/2/25

Signed by.....

M. N. S.

Read—

G.O. no P. 4487-90/CS. 161-22-
11 of 20.2.1925 directing that
the forwarding of records in civil
appeals in the chief court to be
entrusted to the Govt. Press and
calling for a set of rules ^{in this matter}
consultation with the Supt. Govt.
Printing.

(2) Correspondence ending with letter
no Doc 1056 of 22.1.26 from the
Order Thereon—No.

Repr. Chief court, stating that the
question of printing records and further
reducing the cost of printing is
under consideration by the Law's delays
Committee and ~~with part of the~~
~~recommendations.~~

May this be *no 10.1.1.*

- i Printed?
- ii treated as a standing order?
- iii published in the Gazette,
English Part?
- iv translated?
- v placed at the disposal of the press?
- vi published in the Gazette,
Kannada Part?

Further

Correspondence ending with letter no.

51 Dis 15/1/27-28 & 3 2-28 from

the Regr. Chief contains the text.

shows that the question of printing

records in appeals filed in the

Chief Court was discussed in the

last session of the ~~1927~~ ²⁸ but

~~the thing was not yet explained~~

~~that as regular appeals will~~

be direct to the High Court since

from 1-12-1927; the question

of printing records ^{has} not been much

of its importance to the High Court

and that ~~the matter has been~~

~~considered~~ reaction is necessary

order of 1927 - 3

Govt. agree with the views of

~~expressed by the Chief Court~~

and noted that the question

of printing a printing press in the Chief Court
may be dropped for the present

Printed as the
don not quite
see this copy

Consequently for the
action in the matter does
not appear to be necessary
at present

List of enclosures.

Lawrence

Copied by

Examined by
Shri M. V. Reddy

EMD
PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS *H6*
THE MAHARAJA OF MYSORE. *45*

Read:—

Government Order No. P. 4497-30/Cts 101-22-11 dated 20th February 1926 directing that the printing of records in Civil appeals in the Chief Court be entrusted to the Government Press and calling for a set of rules in the matter in consultation with the Superintendent, Government Printing.

2. Correspondence ending with letter No.R.C.C.1056 dated 22nd January 1926 from the Registrar, Chief Court, stating that the question of printing records and of further reducing the cost of printing is under consideration by the Law Delay Committee.

3. Further correspondence ending with letter No.D.Dia 151/27-28 dated 3rd February 1928 from the Registrar, Chief Court stating that the question of printing records appeals filed in the Chief Court was discussed at the last Session of the Representative Assembly, that, as Regular appeals lie direct to the District Judge Bangalore from 1st December 1927, the question of printing records has lost much of its importance to litigants and that consequently further action in the matter does not appear to be necessary at present.

O R D E R No.P.

487-3

Cts 267.24.7

Dated Bangalore the 23 February 1928.

Government agrees with the views of the Chief Court and direct that the question of the location of a Printing Press in the Chief Court may be dropped for the present.

Jeewanaray
For Secretary to Government
Law Department.

To

The Registrar, Chief Court.
The Superintendent, Government Printing.
The Deputy Commissioner, Hassan for communicating to the Member who moved the subject.